

DECLARATION and POWER OF ATTORNEY
(SOLE)

I, James A. Kovach, hereby declare that:

My residence and post office address is 11250 Schwab Drive, Parma, Ohio 44130

I am a citizen of United States of America.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled TUB DRAIN WRENCH, the specification of which:

- 1) XXX is attached.
- 2) _____ was filed on _____ as Serial No. 0 / _____ and was amended on _____
- 3) _____ was described and claimed in PCT International Application No. _____, filed on _____ and amended under PCT Article 19 on _____.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge my duty to disclose to the Office information of which I am aware which is material to patentability. Such information is material to patentability when it is not cumulative to information already of record in the application, and (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or (2) it refutes, or is inconsistent with, a position the applicant takes in: (i) opposing an argument of unpatentability relied on by the Office, or (ii) asserting an argument of patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application for patent or inventor's certificate listed below and have also identified below any corresponding foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>		<u>Priority Claimed</u>	
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	_____ (Yes) (No)
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	_____ (Yes) (No)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty, as stated above, to disclose material information, as defined in Title 37, Code of Federal Regulations,

§ 1.56, relating to events which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status-patented, pending, abandoned)
_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status-patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

_____ (Application Number)	_____ (Filing Date)
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I hereby designate as my mailing address the office of:

WATTS, HOFFMANN, FISHER & HEINKE CO., L.P.A.
P.O. Box 99839
Cleveland, Ohio 44199-0830

And I hereby appoint each of the following attorneys, all of whom are associated with Watts, Hoffmann, Fisher & Heinke Co., L.P.A. (Telephone No. 216/241-6700), as attorney of record to prosecute this application and to transact all business in the Patent Office connected therewith: Thomas E. Fisher, Reg. No. 18,271; James G. Watterson, Reg. No. 20,180; Linn J. Raney, Reg. No. 23,078; John R. Hlavka, Reg. No. 29,076; Stephen J. Schultz, Reg. No. 29,108; George L. Pinchak, 37,697; Jennifer Nock Hinton, Reg. No. 47,653; Kenneth J. Smith, Reg. No. 45,115; Michael A. Miller, Reg. No. 50,732; William A. Johnston, Reg. No. 47,687 and Robert J. Diaz, Reg. No. 44,655.

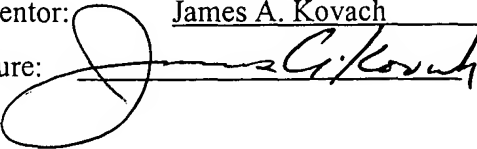
And I hereby appoint the foregoing Kenneth J. Smith, Reg. No. 45,115, principal attorney.

This appointment shall include all power to prosecute and transact all business relating to all applications corresponding to the referenced application in all countries, including all regional and international patent offices, such as, but not limited to, the European Patent Office and all offices and bureaus established in accordance with the Patent Cooperation Treaty.

I hereby further designate and appoint any officer of Watts, Hoffmann, Fisher & Heinke Co., L.P.A. my attorney in fact with full power of substitution and revocation, including power to designate a substitute principal attorney.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

Full name of Inventor: James A. Kovach

Inventor's signature: 

Date: 6/19/03

Residence: Parma, Ohio

Citizenship: United States of America

Post Office Address: 11250 Schwab Drive

Parma, Ohio 44130